GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Prakasam district - Sri Ch.Nagabhushanam, Formerly Tahsildar, Markapur Committed certain irregularities in grant of PPB+TDs for Endowment lands/Government Lands - Disciplinary action Initiated against him - Article of charges issued - Explanation submitted - Inquiry Officer appointed - Report submitted - To impose a penalty of "withholding of 100% cut in pension permanently" against him - Orders - Issued.

****

REVENUE (VIG.III) DEPARTMENT

G.O.Rt.No.217 **Dated:01.03.2023**

Read the following:

1. CCLA's Proceedings No.VS.II(2)/916/2018, Dt:03.09.2018.
2. Written Statement of defense dt:20.12.2018 of Sri Ch.Nagabhushanam, the then Tahsildar, Markapur (M), Prakasam District.
3. CCLA's Proceedings No.VS.II(2)/916/2018 - 1& 2, Dt:17.05.2020.
4. Collector, Prakasam, Rc.A1/62/2015, Dt:28.01.2021.
5. CCLA's Memo.No.Vigilance/VS.II(2)/916/2018, Dt:15.04.2021.
6. Explanation dt:16.05.2021 of Ch.Nagabhushanam, the then Tahsildar, Markapur (M), Prakasam District.
7. CCLA -Lr.Vigilance/VSII(1)/916/2018, dated:13.09.2021.
8. Memo.No.REV01-LANA0CCLV(DISC)/9/2022-Vig(III)-1, Dt:27.06.2022
9. Explanation dt:26.10.2022 of Ch.Nagabhushanam, former Tahsildar, Markapuram (M), Prakasam District (Retd).
10. Govt.Letter.No.REV01-LANA0CCLV(DISC)/9/2022-Vig.III, Dt:30.01.2023
11. From the Secretary, APPSC, Letter.No.GAD03-APPS0DCC/3/2023-DC.SEC-APPSC (Computer.No.1958359), Dt:30.01.2023.

---***---

O R D E R:

Whereas, in the reference 1st read above disciplinary proceedings has been instituted against Sri Ch.Nagabhushanam, former Tahsildar Markapur on the allegation of committing grave irregularities by violating the provisions of rule 20(1) of the AP Right in Land and PPB Rules, 1989 and issued PPB/TD for endowment lands in S.No.52/A2 and 52/A1 and 195/A1 of Gajjalakonda Village and irregular transfer of Government land in S.No.82/1 of Goguladdinne Village of Markapur Mandal. The following article of charges has been issued against him. In the reference 2nd read above, the charged officer has submitted his written explanation denying the charges.

Article of Charge:-1:

That Sri Ch.Nagabhushanam while working as Tahsildar, Markapur has mutated the Inam Dry Land in S.No.52/A2 of Gajjalakonda Village for an extent of Ac.13.28 cents in favour of the following ryots vide proceedings Rc.Spl.259/2015, dated.26.06.2015 which was originally recorded in the name of Deity Sri BalaBrahmeswaraSwamy, Sec. 4 (4) of the A.P.(AA) Inams (A&C into R) Amendment Act 2012 (Act No.16 of 2013).

Article of Charge :-2:

That Sri Ch.Nagabhushanam while working as Tahsildar, Markapur has mutated the Inam land in Sy.No.195/A1 of Gajjalakonda Village for an extent of Ac.6-21 cents which was originally recorded in the name of deity Sri BalaBrahmeswaraSwamy in Webland in favour of TammineniJagan Mohan Reddy as a case of succession on the demise of his father vide Proceedings Rc.Spl.No.259/2015, dated.26-06-2015, violating Sec.4(e) of A.P.(AA) Inams (A&C into R) Amendment Act 2012 (Act 16 of 2013).

(P.T.O)

Article of Charge :-3:

That Sri Ch.Nagabhushanam while working as Tahsildar, Markapur has mutated Service Inam land in S.No.1235/1 of Markapur village for an extent of Ac.5-00 cents in favour of PoosalaVenkata Prasad Babu and an extent of Ac.11-00 cents in favour of Poosala BalaKotaiah and approved e-pass Books accordingly.

That the land in question is "S.I" which means "Service Inam" but it could not be ascertained from the RSR as to the description of the Service for which the Inam was originally granted. Unless, the Inam B Registers or Inam Fair Register are verified, it cannot be determined as to whether the provisions of the A.P. act 16 of 2013 would apply or not could not be decided. The Tahsildar ought to have checked it up before issue of the mutation proceedings, in view of the amended law.

Article of Charge-4:

Sri Ch.Nagabhushanam, while as Tahsildar, Markapur has mutated the land in Sy.No.81/2 an extent of Ac.5.00 cents of Gaggalakonda Village which was originally assigned to SmtVelpulaLakshmamma in the year 1988 vide F.Dis.2549/1987 in the favour of her nephew Sri MaddireddyRamakotireddy and Madireddy Rama Kotireddy irregularly @ Ac.250 cents each by violating provision of rule 20(1) of AP Right in the Land and PPB Rules, 1989.

2. And whereas, in the reference 3rd read above, the Joint Collector (Rythu Bharosa and Revenue), Prakasam District has been appointed as Inquiry Officer and DRO Ongole was appointed as Presenting Officer to conduct Inquiry on the charges framed against the above said Officer. Accordingly, in the reference 4th read above, the Inquiry officer has submitted a report stating that the Charges No -I, II & III are held proved and Charge No - IV is not held proved. In the reference 5th read above, the Chief Commissioner of Land Administration, A.P., has communicated the Inquiry report to the charged officer for his written defence on the findings of the enquiry officer. In the reference 6th cited, the charged officer has submitted his explanation and requested to drop further action on the charges framed against him. As, the charged officer was retired from service on 31.08.2020, the Chief Commissioner of Land Administration, A.P., Mangalagiri has requested the Government to finalize the disciplinary case under Rule 9 of AP Revised Pension rules 1980.

3. Government, after careful examination of the matter, have provisionally decided to impose a penalty of "withholding of 100% cut in pension permanently" against Sri Ch.Naghabushanam, Former Tahsildar, Markapur(Retd), under Rule 9 of AP Revised Pension Rules,1980. Accordingly, in the reference 8th read above, a Show Cause Notice has been issued to him as to why the proposed penalty should not be imposed against him. In reply, in the reference 9th read above, the Charged Officer has submitted his explanation stating with a prayer to give a lenient view, and drop the charges and sanction him the full superannuation service pension and other retirement benefits to him at the earliest.

4. After examining the explanation of the charged Officer, Government have provisionally decided to impose a penalty of "withholding of 100% cut in pension permanently" against Sri Ch.Naghabushanam. In the reference 11th read above, the Secretary, APPSC has informed that Commission agreed with the proposal of the Government to impose a penalty of "withholding of 100% cut in pension permanently" against him and advised accordingly.

5. Government, after considering the advice of the A.P.P.S.C, have decided and hereby impose a penalty of "withholding of 100% cut in pension permanently" against Sri Ch.Nagabhushanam, formerly Tahsildar, Markapur (Retd) for the irregularities committed, under rule 9 of A.P.Revised Pension Rules, 1980.

(Contd....Page.3)

6. The Chief Commissioner of Land Administration, A.P., Mangalagiri/ the Collector & District Magistrate, Prakasam District shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To
Sri Ch.Naghabushanam, Former Tahsildar, Markapur, Prakasam District (Retd) **through** the District Collector, Prakasam District, Ongole.
The Collector & District Magistrate, Prakasam District, Ongole.
The Chief Commissioner of Land Administration, A.P, Mangalagiri.

Copy to:-
The Secretary, A.P.Public Service Commission, Vijayawada.
The Accountant General, Vijayawada.
The Director of Treasuries & Accounts, Ibrahimpatnam, Vijayawada.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER